

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS**

MICHELE CATALANO,
 Plaintiff,
 v.
 BRIDGE OVER TROUBLED
 WATER, INC.,
 Defendant.

Civil Action No.
05-11729 JLT

JOINT STATEMENT PURSUANT TO LOCAL RULE 16.1(D)

Counsel for the parties to the above-captioned matter conferred on February 27, 2006, and now file this joint statement pursuant to Local Rule 16.1(d) and the Court's Notice of Scheduling Conference dated February 21, 2006.

I. Proposed Pretrial Schedule:

The parties agree that all discovery shall be limited in accordance with Fed. R. Civ. P. 26(b) and Local Rule 26.1(c). The parties further agree on the following proposed joint discovery plan:

1. Plaintiff's identification of expert witnesses, and service of expert reports, by August 1, 2006.
2. Defendant's identification of expert witnesses, and service of expert reports, by September 15, 2006.
3. Non-expert discovery completed by August 31, 2006.
4. Depositions of expert witnesses, if any, by October 2, 2006

The parties do not believe that phased discovery is necessary in this case.

B. Motions

The parties propose that any dispositive motions shall be filed no later than November 1, 2006 and oppositions to dispositive motions shall be filed by December 1, 2006. The parties propose that a moving party may file a reply to the opposition of the responding party and that replies to oppositions to dispositive motions shall be filed by December 15, 2006.

C. Final pretrial conference and trial date to be scheduled by the Court.

II. **Trial By Magistrate Judge**

Plaintiff does not consent to trial by a Magistrate Judge.

III. **Certifications**

The parties will file their respective certifications pursuant to Local Rule 16.1(d)(3) under separate cover.

IV. **Settlement Proposal**

Pursuant to Local Rule 16.1(c), Plaintiff submitted a written settlement proposal to Defendant on March 10, 2006.

Respectfully submitted,

FOR PLAINTIFF
MICHELE CATALANO

FOR DEFENDANT
BRIDGE OVER TROUBLED
WATER, INC.

s/Hillary Schwab
Harold L. Lichten, BBO #549689
Hillary Schwab, admitted *pro hac vice*
Pyle, Rome, Lichten, Ehrenberg &
Liss-Riordan P.C.
18 Tremont Street, 5th Floor
Boston, MA 02108
(617) 367-7200

s/Heather L. Stepler
Joan Ackerstein, BBO #348220
Heather L. Stepler, BBO #654269
Jackson Lewis LLP
75 Park Plaza
Boston, MA 02116
617-367-0025

Date: April 3, 2006

Date: April 3, 2006

CERTIFICATE OF SERVICE

I hereby certify that on April 3, 2006, I caused a copy of this document to be served by electronic filing on Joan Ackerstein, Esq. and Heather L. Stepler, Esq., Jackson Lewis LLP, 75 Park Plaza, Boston, MA 02116.

s/Hillary Schwab
Hillary Schwab, Esq.